

REMARKS

Claims 1, 3-5, and 8-11 are pending. No new matter has been added by way of the present submission. For instance, claim 10 has simply been amended to remove the dependency upon cancelled claim 2. Thus, no new matter has been added.

Additionally, no new issues have been raised which would require additional search and/or consideration on the part of the Examiner. Applicants have simply amended claim 10 to remove an issue with respect to 35 U.S.C. § 112, second paragraph. Thus, issues have been removed and the application has been placed in good condition for allowance. The Examiner is therefore not presented with the burden of additional search and/or consideration.

In view of the following remarks, Applicants particularly request that the Examiner withdraw all rejections and allow the currently pending claims.

35 U.S.C. § 112, second paragraph

The Examiner has rejected claim 10 noting that it depends upon cancelled claim 2. Applicants have amended claim 10 to remove this issue. Thus, this issue is moot. Reconsideration withdraw thereof is respectfully requested.

Improper Finality

Although the Examiner has indicated that Applicants amended and the new grounds of rejection, those grounds of rejection could have been presented in the last non-final Office Action. Thus, the finality is improper.

In view of the above, Applicants submit that the present application is in condition for allowance. The Examiner is therefore respectfully requested to withdraw the single outstanding rejection and allow the currently pending claims.

Application No. 10/645,608
Amendment dated June 26, 2008
After Final Office Action of May 27, 2008

Docket No.: 2895-0138P

If the Examiner has any questions or comments, please contact Craig A. McRobbie,
Registration No. 42,874 at the office of Birch, Stewart, Kolasch, and Birch, LLP.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future
replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any
additional fees required under 37.C.F.R. §§1.16 or 1.147; particularly, extension of time fees.

Dated: June 26, 2008

Respectfully submitted,

By  #42,874

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